



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640 ♦ 989.837.3300 * 989-835-2717 FAX ♦ www.cityofmidlandmi.gov

REGULAR MEETING OF THE MIDLAND CITY COUNCIL

April 13, 2020

7:00 PM

Due to Governor Gretchen Whitmer's "Stay Home, Stay Safe" Executive Order 2020-21 this meeting will be conducted via videoconference. The City of Midland will utilize Zoom to conduct this videoconference meeting.

AGENDA

To join via videoconference, go to:

~ Webinar ID: 806 576 336 ~ Password: 361285

To join via telephone, dial:

1 (312) 626-6799 ~ Webinar ID: 806 576 336 ~ Password: 361285

CALL TO ORDER

ROLL CALL - Steve Arnosky
Diane Brown Wilhelm
Maureen Donker
Pamela Hall
Marty A. Wazbinski

CONFLICT OF INTEREST DISCLOSURE STATEMENT

CONSIDERATION OF ADOPTING CONSENT AGENDA ITEMS:

All resolutions marked with an asterisk are considered to be routine and will be enacted by one motion. There will be no separate consideration of these items unless a Council member or citizen so requests during the discussion stage of the "Motion to adopt the Consent Agenda as indicated." If there is even a single request the item will be removed from the consent agenda without further motion and considered in its listed sequence in regular fashion.

APPROVAL OF MINUTES:

1. * Approve minutes of the March 23 regular City Council meeting. ARMSTRONG

RESOLUTIONS:

2. Introduction of the City Manager's proposed 2020/21 City-wide budget. KEENAN

3. * Zoning Petition No. 628 - final approval of the request of Shannon Romanik to approve an amendment to the City of Midland Zoning Map for property located at 3115 Isabella Street to be rezoned from RB Multiple Family Residential to RA-1 Single Family Residential (also see material sent in the January 27 and February 24 agenda packets). MURSCHEL
4. * Considering reappointments of incumbents to boards and commissions and establishing a timeline for filling remaining vacancies. TISDALE

Considering purchases and contracts:

5. * Water Treatment Plant - Air Compressors, Bid No. 4091. SCHWARZ

PUBLIC COMMENTS, IF ANY, BEFORE CITY COUNCIL. This is an opportunity for people to address the City Council on issues that are relevant to Council business but are not on the agenda.

NEW BUSINESS:

TO CONTACT THE CITY WITH QUESTIONS OR FOR ADDITIONAL INFORMATION

Citizen Comment Line:	837-3400
City of Midland website address:	www.cityofmidlandmi.gov
City of Midland email address:	cityhall@midland-mi.org
Government Information Center:	located near the reference desk at the Grace A. Dow Memorial Library

To provide written comment to City Council regarding items on this agenda, please e-mail: CityHall@midland-mi.org. These communications will be shared with members of the public body. Comments are accepted until 4 p.m. on the day of the meeting. Comment can also be made during the public comment portion of the agenda.

For the hearing impaired, please call 711 to access the FCCs phone relaying service and provide the call-in information above.

Item Attachment Documents:

1. * Approve minutes of the March 23 regular City Council meeting. ARMSTRONG

A regular meeting of the City Council was held on Monday, March 23, 2020, at 7:00 p.m. in the Council Chambers of City Hall. Mayor Donker presided. The Pledge of Allegiance to the Flag was recited in unison.

Councilmen present: Steve Arnosky, Diane Brown Wilhelm (via phone), Maureen Donker, Pamela Hall (via phone), Marty Wazbinski

Councilmen absent: None

MINUTES

Approval of the minutes of the March 16, 2020 special meeting and the March 16, 2020 regular meeting was offered by Councilman Wazbinski and seconded by Councilman Arnosky. (Motion ADOPTED by a Roll Call Voice Vote.)

2020 FEDERAL CENSUS

Communications Coordinator Katie Guyer accepted the proclamation in support of the Census and spoke regarding the importance of an accurate count. The following resolution was then offered by Councilman Arnosky and seconded by Councilman Wazbinski:

RESOLVED, that the Mayor is authorized to issue the attached proclamation hereby acknowledging the importance of the 2020 Federal Census and affirming Council's support of this endeavor to assure a fair and accurate count in the region and the city. (Motion ADOPTED by a Roll Call Voice Vote.)

ZONING PETITION NO. 629

Director of Planning and Community Development Grant Murschel presented information regarding the petition. A public hearing opened at 7:17 p.m., recognizing no public comments, the hearing closed at 7:17 p.m. The following ordinance amendment was then offered by Councilman Arnosky and seconded by Councilman Brown Wilhelm:

ORDINANCE NO. 1834

AN ORDINANCE TO AMEND ORDINANCE NO. 1585, BEING AN ORDINANCE TO REGULATE AND RESTRICT THE LOCATION OF TRADES AND INDUSTRIES AND THE LOCATION OF BUILDINGS DESIGNED FOR SPECIFIC USES, TO REGULATE AND LIMIT THE HEIGHT AND BULK OF BUILDINGS HEREFTER ERECTED OR ALTERED, TO REGULATE AND DETERMINE THE AREA OF YARDS, COURTS, AND OTHER OPEN SPACES SURROUNDING BUILDINGS, TO REGULATE AND LIMIT THE DENSITY OF POPULATION, AND FOR SAID PURPOSES, TO DIVIDE THE CITY INTO DISTRICTS AND PRESCRIBE PENALTIES FOR THE VIOLATION OF ITS PROVISIONS BY AMENDING THE ZONING MAP TO PROVIDE AN IA INDUSTRIAL A ZONING DISTRICT, WHERE A RC REGIONAL COMMERCIAL ZONING DISTRICT PRESENTLY EXISTS.

The City of Midland Ordains:

Section 1. That the Zoning Map of Ordinance No. 1585, being the Zoning Ordinance of the City of Midland, is hereby amended as follows:

A PARCEL OF LAND SITUATED IN THE CITY OF MIDLAND, MORE PARTICULARLY DESCRIBED AS COM 198 FT E OF NW COR OF NE 1/4 OF SW 1/4 SEC 23, E 99 FT, S 445.5 FT, W 99 FT, N 445.5 FT TO POB

Be, and the same is hereby changed to IA Industrial A.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. This Ordinance shall take effect upon publication. (Ordinance ADOPTED by a Roll Call Voice Vote.)

PUBLIC COMMENTS

No public comments were made.

2020 SIDEWALK IMPROVEMENT PROGRAM

City Engineer Josh Fredrickson presented information on the 2020 Sidewalk Improvement. The following amended resolution was then offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, the City Manager has submitted his report to the City Council presenting certain information regarding the installation of sidewalks on certain streets in the City of Midland in conformance with the Code of Ordinances of the City of Midland, said streets being listed as:

Joe Mann Boulevard (North side)	fronting 850 Joe Mann Boulevard
W. Main Street (West side)	from W. Sugnet Road to 0.24 miles north
Waldo Avenue (East side)	from Ashman Street to 425 feet south

; and

WHEREAS, the City Council has reviewed and studied said report; now therefore

RESOLVED, that the Council finds and determines that the construction of said sidewalks, as before listed, appears to be necessary public improvements conducive to the general health, convenience and welfare of the people of the City of Midland and that the estimated period of usefulness of said improvements is twenty-five (25) years; and

RESOLVED FURTHER, that for the purpose of effecting a savings in cost, the several proposed improvements are combined into one project and that one special assessment district for the purpose of said combined improvements, be and is hereby established to be known as the "2020 SIDEWALK IMPROVEMENT SPECIAL ASSESSMENT DISTRICT" and that said district comprises and includes the following described lands and premises, to wit:

Joe Mann Boulevard (North side)	fronting 850 Joe Mann Boulevard
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Beginning at a point 200 feet east of the north-south ¼ line of Section 33, T. 15 N., R. 2 E., City of Midland, Michigan and the centerline of Joe Mann Boulevard; thence north 100 feet; thence east to the centerline of T. Moore Drive; thence southerly along the centerline of T. Moore Drive to the intersection with the centerline of Joe Mann Boulevard; thence westerly along the centerline of Joe Mann Boulevard to the point of beginning; except right-of-way for T. Moore Drive and Joe Mann Boulevard.

W. Main Street (West side)	from W. Sugnet Road to 0.24 miles north
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Beginning at the intersection of the north 1/8 line of Section 7, T. 14 N., R.2 E., City of Midland, Michigan and the centerline of W. Main Street; thence southeasterly to the intersection of the centerline of W. Main Street and the northerly right-of-way of W. Sugnet Road; thence west 50 feet along the northerly right-of-way of W. Sugnet Road; thence northwesterly parallel to the westerly right-of-way of W. Main Street to the intersection of the north 1/8 line of Section 7; thence 50 feet east to the point of beginning; except the northerly 66 feet.

Waldo Avenue (East side)	from Ashman Street to 425 feet south
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Beginning at the Northwest corner of Section 13, T. 14 N., R.2 E., City of Midland, Michigan; thence 50 feet east along the north line of Section 13; thence south 450 feet; thence 50 feet west to the west line of Section 13; thence north 450 feet along the west line of Section 13; except right-of-way for E. Ashman Street and Waldo Avenue.

; and

RESOLVED FURTHER, that the proposed improvement and work to be done thereunder shall consist of constructing sidewalks, in said streets as before listed, and the total estimated cost and expense thereof is ninety-one thousand fifty-three dollars and sixty-three cents (\$91,053.63); and RESOLVED FURTHER, that the proportion of the cost and expense of said improvement to be borne and paid for by the City at large shall be fifty-four thousand six hundred eleven dollars and seventy-three cents (\$54,611.73) and that all other costs and expenses of said improvement amounting to thirty-six thousand four hundred forty-one dollars and ninety cents (\$36,441.90) shall be borne and paid by special assessments on all lands and premises in said Special Assessment District as established above, in proportion to the estimated benefits resulting thereto from the improvement, determined as near as practicable on a front foot basis; and

UNAPPROVED

RESOLVED FURTHER, that the report concerning said improvement is hereby adopted and shall be placed on file in the office of the City Clerk, and the same shall be available for public inspection during regular business hours; and

RESOLVED FURTHER, that the City Council will meet in the City Hall in said City on Monday, April 27, 2020 at 7:00 p.m., or if unable to schedule for April 27 due to the COVID-19 virus, at the next feasible meeting, and then and there to hear any objections or suggestions on the proposed improvements; and

RESOLVED FURTHER, that the City Clerk shall give notice of said hearing on necessity by causing a notice of this resolution to be published once in the Midland Daily News at least one week prior to said hearing date, and that the City Clerk shall also give notice of said hearing date to each property owner subject to special assessment by reason of said improvement, at the address of said property owners to be taken from the latest tax assessment roll in the City Assessor's office in accordance with Act 162 of Public Acts of Michigan, 1962. (Motion ADOPTED by a Roll Call Voice Vote.)

MIDLAND STREET SYSTEM – ADDING A NEW STREET

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, Contractor Dr. from Waldo Ave. to the end is constructed on property deeded to the City of Midland as recorded in Liber 1576 Page 728 at the Register of Deeds, County of Midland; and

WHEREAS, said street has a centerline description as listed below:

Described as commencing at the northwest corner of section 25; Thence S00°48'43"W along the west line of said section 25, 529.98' to the point of beginning; Thence N89°56'20"E, parallel with the north line of section 25, 818.00'; Thence N54°14'57.87"E 72.00'; terminating at the center point of a cul-de-sac with a radius of 72.00'

; and

WHEREAS, said street was constructed and open to traffic prior to December 31, 2019; and

WHEREAS, it is necessary to furnish certain information to the State of Michigan to place said street within the City of Midland Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended; now therefore

RESOLVED, that the City of Midland hereby accepts said street as a public street into the City of Midland Local Street System. (Motion ADOPTED by a Roll Call Voice Vote.)

MIDLAND STREET SYSTEM – DECERTIFYING THREE SEGMENTS

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, the City of Midland has previously removed from public use various sections of streets throughout the City of Midland by formal street vacation, abandonment or other action; and

WHEREAS, it is necessary to furnish certain information to the State of Michigan in order to decertify streets from the City of Midland Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended; and

WHEREAS, the City does wish to decertify the portion of E. Indian St. from Third St. to Buttles St. for a total decertification length of 535 feet; and

WHEREAS, the City does wish to decertify the portion of Rhyne Ln. from Cook Rd. to the end for a total decertification length of 490 feet; and

WHEREAS, the City does wish to decertify the portion of Cook Rd. from W. Main St. to 225 feet north of Emerson Park Rd. for a total decertification length of 845 feet; now therefore

RESOLVED, that the City hereby accepts decertification of said portions of said streets from the City of Midland Street System for Act 51 funding purposes. (Motion ADOPTED by a Roll Call Voice Vote.)

2020 MARK PUTNAM RD. & SCHUETTE RD. RECONSTRUCTION; CONTRACT NO. 03

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for the street reconstruction of Mark Putnam and Schuette Roads; and

WHEREAS, funding for this project is provided by the Local Street Fund; now therefore

RESOLVED, that the low sealed proposal submitted by Geiersbach Construction, Inc. of Freeland, Michigan for the "2020 Mark Putnam Rd. & Schuette Rd. Reconstruction; Contract No. 03" project, in the amount of \$445,580.00, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; and

RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$40,000.00. (Motion ADOPTED by a Roll Call Voice Vote.)

2020 INTERSECTION PAVEMENT MARKINGS; CONTRACT NO. 06

City Engineer Josh Fredrickson presented information on the proposed project and the history of similar contracts. Councilman Brown Wilhelm left the meeting due to phone service interruption at 8:08 pm. The following amended resolution was then offered by Councilman Wazbinski and seconded by Councilman Hall:

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for Intersection Pavement Markings; and

WHEREAS, funding for this project is provided by the Major Street Fund; now therefore

RESOLVED, that the low sealed proposal submitted by Advanced Pavement Marking of West Olive, Michigan for the "2020 Intersection Pavement Markings; Contract No. 06" project, in the amount of \$53,630.00, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; and

RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$10,000.00; and

RESOLVED FURTHER, that award is contingent upon approval of available funding in the 2020/2021 Major Street Fund budget. (Motion ADOPTED by a Roll Call Voice Vote 4/0.)

Councilman Brown Wilhelm returned to the meeting via phone at 8:11 pm

2020 PAVEMENT MARKING PROGRAM; CONTRACT NO. 07

City Engineer Josh Fredrickson presented information on the proposed project and the history of similar contracts. The following amended resolution was then offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for Pavement Markings; and

WHEREAS, funding for this project is provided by the Major Street Fund; now therefore

RESOLVED, that the low sealed proposal submitted by M&M Pavement Markings, Inc. of Burton, Michigan for the "2020 Pavement Marking Program; Contract No. 07" project, in the amount of \$56,880.00, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; and

RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$10,000.00; and

RESOLVED FURTHER, that award is contingent upon approval of available funding in the 2020/2021 Major Street Fund budget. (Motion ADOPTED by a Roll Call Voice Vote.)

UNAPPROVED

CIVIC ARENA VILTER COMPRESSOR REPLACEMENT; BID NO. 4083

The following amended resolution was then offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, sealed proposals were advertised and received on March 17, 2020 for Bid No. 4083, Vilter Compressor Replacement; and

WHEREAS, sufficient funding for this project is included in the FY 2019-20 Civic Arena Capital Outlay budget; now therefore

RESOLVED, that the Accounting Manager is authorized to issue a purchase order to the lowest bidder, Serv-Ice Refrigeration of Northville, Michigan, in the amount of \$39,808.62 for the Vilter Compressor; and

RESOLVED FURTHER, that the City Manager is authorized to approve additional unanticipated costs associated with this project not to exceed \$5,000 in total. (Motion ADOPTED by a Roll Call Voice Vote.)

ENGINEERING AND INSPECTION SERVICES FOR REPAINTING TANK AND SILO

The following amended resolution was then offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, the Elevated Storage Tank at Plymouth Park and Lime Storage Silo at the Water Treatment Plant are scheduled to undergo repainting; and

WHEREAS, sealed bids for Bid No. 4084 RFP Engineering and Inspection Services, to provide specifications and contract documents, project administration and inspections for the repainting project have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, staff considers the bid received from Dixon Engineering, Inc. to be acceptable; and WHEREAS, funds are available for this purpose in the FY 2019/20 Water Enterprise Fund operating budget; now therefore

RESOLVED, that a purchase order is hereby authorized to Dixon Engineering, Inc. of Lake Odessa, in the amount of \$66,800.00 for consulting and inspection services for the repainting of the elevated Storage Tank at Plymouth Park and Lime Storage Silo at the Water Treatment Plant; and

RESOLVED FURTHER, that the City Manager is hereby authorized to approve changes modifying the purchase order in an aggregate amount not to exceed \$5,000.00. (Motion ADOPTED by a Roll Call Voice Vote.)

Being no further business the meeting adjourned at 8:22 p.m.

Erica Armstrong, City Clerk

Item Attachment Documents:

2. Introduction of the City Manager's proposed 2020/21 City-wide budget. KEENAN

SUMMARY REPORT TO MANAGER
For City Council Meeting of April 13, 2020

SUBJECT: 2020-21 Proposed Budget

INITIATED BY: David A. Keenan, Assistant City Manager

RESOLUTION

SUMMARY: Resolution acknowledges receipt of the City Manager's proposed budget for the 2020-21 fiscal year, orders same to be placed on file for public examination at City Hall, the Grace A. Dow Memorial Library and the City's website, directs City Clerk to publish notice of public hearings, as previously approved by Council at its November 18, 2019 regular meeting, and directs the City Clerk to publish a comparative summary of the budget.

ITEMS ATTACHED:

1. Letter of transmittal
2. Resolution

CITY COUNCIL ACTION:

1. 3/5 affirmative vote required to approve resolution



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640-5132 ♦ 989.837.3300 ♦ 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

April 8, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan 48640

Dear Mr. Kaye:

Attached to this letter is a Council resolution which would receive the proposed 2020-21 budget and place it on file for public examination at the City Clerk's office in City Hall, at the Grace A. Dow Memorial Library, and on the City's website. The budget document itself will be presented to Council at the April 13th meeting.

The dates for special budget work sessions and public hearings were previously set by Council on November 18, 2019. As a reminder, those dates are:

- Monday, April 20, 2020 – budget study work session (special meeting)
- Monday, April 27, 2020 – preliminary public hearing (regular meeting)
- Monday, May 11, 2020 – mandatory public hearing (regular meeting).

The attached resolution will also direct the City Clerk to publish timely notice of the above public hearings, and publish a comparative summary of the 2019-20 adopted budget, and the 2020-21 proposed budget.

The Charter requires adoption of the budget no later than the fourth Monday in May, which this year is May 25, which is also Memorial Day. Accordingly, it is planned to present Council with a resolution at Council's regular meeting on Monday, May 18, 2020, to adopt the 2020-21 fiscal year budget.

Sincerely,

David A. Keenan
Assistant City Manager



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640-5132 ♦ 989.837.3300 ♦ 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

BY COUNCILMAN

WHEREAS, City Council has previously approved, at its regular Council meeting on November 18, 2019, that a preliminary public hearing shall be conducted at 7:00 p.m., Monday, April 27, 2020, in the Council Chambers of City Hall, on the proposed 2020-21 budget; and

WHEREAS, City Council has previously approved at the same meeting that in accord with Section 11.6 of the Charter of the City of Midland, a public hearing shall be conducted at 7:00 p.m., Monday, May 11, 2020, in the Council Chambers of City Hall on the proposed 2020-21 budget; now therefore

RESOLVED, that the City Manager's proposed budgets and financial working plans for the 2020-21 fiscal year, prepared in accord with Section 11.3 of the City Charter, are hereby acknowledged as being received by the Midland City Council on this date, as required by Section 11.2 of the Charter, and are ordered placed on file for public examination; and

RESOLVED FURTHER, that the City Clerk shall cause notice of said public hearings to be published in the Midland Daily News not less than seven days prior to the appointed date of each; and

RESOLVED FURTHER, that copies of the proposed 2020-21 budget of the City of Midland shall be placed on file for public examination during normal business hours at the City Clerk's office in City Hall, 333 W. Ellsworth Street, and at the Grace A. Dow Memorial Library, 1710 W. St. Andrews Road, in the City of Midland, and on the City's website; and

RESOLVED FURTHER, that the City Clerk is hereby directed to publish once in the Midland Daily News a comparative summary of the 2019-20 adopted budget and the 2020-21 proposed budget.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yeas vote of all the Councilmen present at a regular meeting of the City Council held Monday, April 13, 2020.

Erica Armstrong, City Clerk

Item Attachment Documents:

3. * Zoning Petition No. 628 - final approval of the request of Shannon Romanik to approve an amendment to the City of Midland Zoning Map for property located at 3115 Isabella Street to be rezoned from RB Multiple Family Residential to RA-1 Single Family Residential (also see material sent in the January 27 and February 24 agenda packets). MURSCHEL

SUMMARY REPORT TO CITY MANAGER
for City Council Meeting of April 13, 2020

SUBJECT: Zoning Petition No. 628 (Rezoning Request)

INITIATED BY: Shannon Romanik

RESOLUTION

SUMMARY: This resolution will give final approval of an amendment to the City of Midland Zoning Map for property located at 3115 Isabella Street to be rezoned from RB Multiple Family Residential to RA-1 Single Family Residential.

ITEMS ATTACHED:

1. Letter of Transmittal
2. Resolution
3. Staff Report to the Planning Commission
4. Planning Commission minutes
5. Location maps
6. Communications

CITY COUNCIL ACTION:

1. 3/5 vote required to approve resolution.

Grant Murschel
Director of Planning & Community Development

GRM/rmg



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April 8, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland Michigan

Dear Mr. Kaye:

At its meeting on February 24, 2020, the City Council considered Zoning Petition No. 628, the request of Shannon Romanik to rezone the property located at 3115 Isabella Street from RB Multiple Family Residential to RA-1 Single Family Residential. Conceptual approval was given on February 24 with the expectation that final approval would be considered after April 1, 2020.

The applicant had requested that the rezoning of the property be delayed until after Shelterhouse (current owner/seller) was able to vacate the premises and allow for the closing sale to take place. The applicant is asking for final approval to be considered at this time. As such, a resolution to give final approval to Zoning Petition No. 628 by way of enacting the amending ordinance is included for City Council consideration.

The action taken by City Council on February 24 followed the unanimous recommendation of approval by the City Planning Commission.

Sincerely,

Grant Murschel
Director of Planning & Community Development

GRM/rmg

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO. 1585, BEING AN ORDINANCE TO REGULATE AND RESTRICT THE LOCATION OF TRADES AND INDUSTRIES AND THE LOCATION OF BUILDINGS DESIGNED FOR SPECIFIC USES, TO REGULATE AND LIMIT THE HEIGHT AND BULK OF BUILDINGS HEREAFTER ERECTED OR ALTERED, TO REGULATE AND DETERMINE THE AREA OF YARDS, COURTS, AND OTHER OPEN SPACES SURROUNDING BUILDINGS, TO REGULATE AND LIMIT THE DENSITY OF POPULATION, AND FOR SAID PURPOSES, TO DIVIDE THE CITY INTO DISTRICTS AND PRESCRIBE PENALTIES FOR THE VIOLATION OF ITS PROVISIONS BY AMENDING THE ZONING MAP TO PROVIDE AN RA-1 SINGLE FAMILY RESIDENTIAL ZONING DISTRICT, WHERE A RB MULTIPLE FAMILY RESIDENTIAL DISTRICT PRESENTLY EXISTS.

The City of Midland Ordains:

Section 1. That the Zoning Map of Ordinance No. 1585, being the Zoning Ordinance of the City of Midland, is hereby amended as follows:

A PARCEL OF LAND SITUATED IN THE CITY OF MIDLAND, MORE PARTICULARLY DESCRIBED AS 28, 29, 30 CHIP RIV ASSRS PLAT.

Be, and the same is hereby changed to RA-1 Single Family Residential.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. This Ordinance shall take effect upon publication.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, April 13, 2020.

Erica Armstrong, City Clerk



**STAFF REPORT TO THE PLANNING COMMISSION
JANUARY 14, 2020**

Subject:	Zoning Petition #628 (Rezoning Request)		
Applicant:	Shannon Romanik		
Location:	3115 Isabella Street		
Area:	5.095 acres		
Existing zoning:	RB Multiple Family Residential		
Proposed zoning:	RA-1 Single Family Residential		
Adjacent Zoning:	North:	RA-1 Single Family Residential, RB Multiple Family Residential	
	South:	Chippewa River (township zoning)	
	East:	RA-1 Single Family Residential	
	West:	RA-1 Single Family Residential	
Adjacent Development:	North	Place of worship, multi-family residential	
	South	Chippewa River	
	East	Single family residential	
	West	Single family residential	

REPORT

Zoning Petition No. 628, initiated by Shannon Romanik, proposes to rezone the property known as 3115 Isabella Street from RB Multiple Family Residential to RA-1 Single Family Residential. The applicant requests that the rezoning of the property be enacted upon the sale of the property. There are no other conditions offered by the applicant; therefore, the full contents and permitted uses within the RA-1 Single Family Residential zoning district must be considered.

Aerial location maps, current zoning, and Future Land Use designation maps are enclosed.

BACKGROUND

The property is located in a predominantly residential area of the city with some retail use and a place of worship. The subject parcel as well as the land to the immediate east and west are planned for low density residential purposes. Property to the north is planned for high density residential use. The Chippewa River exists as the southern boundary to the subject parcel.

According to Article 21 of the City Zoning Ordinance, the purpose of the Residential Districts are to provide for single family and two family detached residential development. The RA-1 Single Family Residential district has minimum area, density, and building placement requirements to provide different housing types to accommodate the varied needs of the population. It is further the intent of these Districts to permit a limited range of uses that are related to and compatible with residential land use, and which would contribute to the richness and stability of neighborhoods. Uses that would interfere with the quality of single family residential life are prohibited in these Districts. This parcel is bounded by Isabella Street (M-20) at the north and the Chippewa River at the south.

ASSESSMENT

In accordance with Section 30.03(D) of the Zoning Ordinance, the Planning Commission and City Council shall at minimum, consider the following before taking action on any proposed zoning map amendment:

1. Is the proposed amendment consistent with the City's Master Plan?

Yes. The Future Land Use map of the City's Master Plan identifies this property as low density residential. RA-1 zoning is considered an appropriate application of low density residential planning.

2. Will the proposed amendment be in accordance with the intent and purpose of the Zoning Ordinance?

"Section 1.02 B Intent : It is the purpose of this Zoning Ordinance to promote the public health, safety, comfort, convenience, and general welfare of the inhabitants of Midland by encouraging the use of lands and natural resources in accordance with their character, adaptability and suitability for particular purposes; to enhance social and economic stability; to prevent excessive concentration of population; to reduce hazards due to flooding; to conserve and stabilize the value of property; to provide adequate open space for light and air; to prevent fire and facilitate the fighting of fires; to allow for a variety of residential housing types and commercial and industrial land uses; to minimize congestion on the public streets and highways; to facilitate adequate and economical provision of transportation, sewerage and drainage, water supply and distribution, and educational and recreational facilities; to establish standards for physical development in accordance with the objectives and policies contained in the Master Plan (Comprehensive Development Plan); and to provide for the administration and enforcement of such standards."

Yes. In staff's opinion, the proposed rezoning would promote the intent of the Zoning Code through reclassification of the parcel as stated (outlined below) because the proposed rezoning reflects the desires of the Master Plan for this property complies with regulations of the zoning ordinance.

3. Have conditions changed since the Zoning Ordinance was adopted that justifies the amendment?

Yes, the pending relocation of the existing non-profit that has used this property for many years is taking place within a few months' time. The existing owners (the non-profit) are wanting to sell the property as they will no longer use it.

4. Will the amendment merely grant special privileges?

No, the area is planned for low density residential use. As such, the proposed zoning amendment is in line with the Master Plan and allows for consistent zoning of properties to the north of the Chippewa River. The applicant is offering that the rezoning not be official until the property sale closing takes place. This will allow for the existing use to be maintained compliantly, as it is today, without modifying the conforming status.

5. Will the amendment result in unlawful exclusionary zoning?

No, the amendment would result in standard residential zoning that is located frequently within the city limits.

6. Will the amendment set an inappropriate precedent?

No, the zoning petition is supported by the City's updated Master Plan and its Future Land Use map.

7. Is the proposed zoning consistent with the zoning classification of surrounding land?

Yes, the properties to the north, east and west are zoned RA-1 Single Family Residential, with the exception being the RB Multiple Family zoned property to the northeast.

8. Is the proposed zoning consistent with the future land use designation of the surrounding land in the City Master Plan?

Yes, the Master Plan supports the subject parcel to be zoned and used as low density residential along with lands to the east and west.

9. Could all requirements in the proposed zoning classification be complied with on the subject parcel?

Yes, the subject parcel could meet all requirements of the RA-1 Single Family Residential district. It should be noted though that after a period of discontinued use of 180 days, the property could not be used as a shelter and non-profit offices as it is today.

10. Is the proposed zoning consistent with the trends in land development in the general vicinity of the property in question?

Yes, residential zoning of the subject parcel is consistent with the current development and use in this area of Isabella Street (M-20).

ADDITIONAL STAFF COMMENTS

One (1) written public comment has been received in support of the petition at the time this report was drafted. It should also be noted that the existing owner, the Council on Domestic Violence and Sexual Assault (Shelterhouse) has consented to the rezoning request.

As mentioned previously, the applicant and the existing owner desire for the zoning change to be effective at the time of closing on the property. A closing date has not yet been set but staff anticipates the applicant and seller to discuss this information at the January 14 meeting in further detail. Additional information will be presented by staff at that time.

STAFF RECOMMENDATION

Upon review of the requested zoning change, staff recommends approval of the rezoning petition for the following reasons:

- The request is consistent with the City's Master Plan and its Future Land Use map.
- The request is appropriate given the zoning and use of adjacent parcels.

PLANNING COMMISSION ACTION

Staff currently anticipates that the Planning Commission will hold a public hearing on this request during its regular meeting on January 14, 2020 and will formulate a recommendation to City Council thereafter. If recommended to City Council the same evening, we anticipate that on January 27, 2020 the City Council will set a public hearing on this matter. Given statutory notification and publication requirements, the City Council will schedule a public hearing for February 24, 2020 at which time a decision will be made on the proposed zoning change. Please note that these dates are preliminary and may be adjusted due to Planning Commission action and City Council agenda scheduling.

Respectfully Submitted,



Grant Murschel
Director of Planning & Community Development

grm/NMW

**MINUTES OF THE REGULAR MEETING OF THE
MIDLAND CITY PLANNING COMMISSION,
TO TAKE PLACE ON TUESDAY, JANUARY 14, 2020 7:00 P.M.,
COUNCIL CHAMBERS, CITY HALL, MIDLAND, MICHIGAN**

1. The meeting was called to order by Chairman Mayville at 7:00 p.m.
2. The Pledge of Allegiance was recited in unison by the members of the Commission and the other individuals present.
3. Roll Call
PRESENT: Bain, Broderick, Hanna, Heying, Koehlinger, Mayville, Rodgers and Sajbel
ABSENT: Pnacek
OTHERS PRESENT: Grant Murschel, Director of Planning & Community Development, Nicole Wilson, Community Development Planner and sixteen (16) others.
4. **Approval of Minutes**
 Heying made a motion to approve the minutes of the regular meeting of December 10, 2019, seconded by Rodgers. Motion was approved 8-0.
5. **Public Hearings**
 - a. Zoning Petition No. 628 - initiated by Shannon Romanik to rezone property located at 3115 Isabella Street from RB Multiple Family Residential to RA-1 Single Family Residential.

 Broderick indicated that she had a conflict of interest with the petition noting her involvement with the sale transaction. She excused herself from her chair and left the chamber. The other Commissioners noted her conflict and agreed with her decision to not participate in the discussion or deliberation.

 Murschel gave the staff presentation for Zoning Petition No. 628.

 Bain asked if the parcel was originally rezoned to accommodate Shelterhouse. Murschel said he could not definitely say this was the case but the property could have received other approvals to allow Shelter house to locate there.

 Bain further asked about the historic potential for a Native American burial area in this location. Murschel responded that in the past, federal grants were used in this location requiring an archeological review of the property prior to construction activities. Throughout that process soil testing was completed and the archeologist rendered an opinion that the construction would not have an impact on the burial ground and construction was able to commence. Murschel stated that the proposed change of zoning would not have an impact on the historic preservation of the site.

 Hanna commented that the use of the property was traditionally as a single family home, and then was converted to meet a need in the community.

 Heying asked about the condition to delay the rezoning until the time of closing. Murschel commented that while unusual with regard to intentionally delaying the rezoning, conditions are offered regularly.

Mayville commented that without the closing, the property zoning would remain RB. Mayville further asked about the advantages to RA-1 zoning as opposed to RB. Murschel responded that single family homes are not permitted in an RB zoning district and the applicant is desiring to use this property for single-family home purposes.

Petitioner Comments:

Shannon Romanik, 4900 Sturgeon Avenue

Ms. Romanik commented that her goal is really to provide a home for her family and thanked the Planning Commission for the opportunity to present this request.

Public Comments in support:

Janine Ouderkirk, 3115 Isabella Street

Ms. Ouderkirk commented that the move could not happen prior to April 1 due to the impending move and completion of construction of the organization's new facility. The existing house was built by a doctor in 1925 and served most notably as a shelter throughout the years, first ran by Midland County as Harbor House.

Gene Anderson 3309 Isabella Street

Immediate neighbor 'upstream' and welcomes the new neighbors to the area.

Meg Harding, 3319 Rivercrest Court

Neighbor a couple of houses upstream and noted that she moved to her residence in 1962 and is excited to see it returned to a family home.

Janet Lang Cannon, 2921 Chippewa Lane

Parents built their home in 1957. She also owns 2915 Chippewa Lane and stated that she remembers the history of the property. Ms. Cannon commented that she is concerned about the high-density/multi-family low income housing to the north.

Public Comments in opposition:

No comments were made in opposition.

Mayville closed the public hearing.

Bain made a motion to waive the rules of procedure and consider the zoning petition this evening. Seconded by Rodgers. Motion carries 7-0.

Hanna commented that this is a great opportunity to restore the home to its former use. Heying commented that the rezoning is a step in the process to return the building to a home and a challenge for someone to tackle but that it is good to see the use returned to single family.

Bain commented that the rezoning is consistent with the Master Plan and its Future Land Use Map.

Heying made a motion to recommend approval of Zoning Petition No. 628 initiated by Shannon Romanik to rezone property located at 3115 Isabella Street from RB Multiple Family Residential to RA-1 Single Family Residential with the condition of the rezoning not taking effect until upon closing of the property. The motion was seconded by Hanna.

Yeas: Bain, Hanna, Heying, Koehlinger, Mayville, Rodgers and Sajbel

Nays: None

Abstain: Broderick

Absent: Pnacek

Motion carries 7-0.

6. Old Business – None.

7. Public Comments (unrelated to items on the agenda) – None.

8. New Business – None.

9. Communications

a. Site Plan Review Process

Murschel gave a presentation related to the Site Plan Review.

Hanna asked about administrative action as relates to staff discretion and if this was meant to allow staff to approve plans that are denied by the Planning Commission. Murschel replied that staff would not have “veto” authority under this proposal and that any appeal option would remain with either the City Zoning Board of Appeals or City Council.

Mayville asked about the parameters that would be applied to administrative review. Murschel responded that those items have not yet been identified and that staff would bring forward a more detailed proposal. Mayville commented that this is a good discussion and good direction and suggested that assembling the square footage of the site plans reviewed in the previous years to identify an appropriate cutoff point.

Bain commented that the criteria often have objective criteria (e.g. Health & Safety) and how broadly the umbrella of that criteria are applied. Murschel responded that the criteria themselves do not identify the specific regulation. Murschel spoke to the site plan check list that has been developed that provides methodical check list of those criteria required by the ordinance. This helps to communicate what standards are to be and are being met. Bain further commented the need to identify clear lines of division between what is under our regulation power and what falls to other jurisdictions.

Heying asked for clarification of the timeline expected. Murschel responded that staff would bring forward a more detailed proposal at the first meeting in February. Murschel also commented that staff will be prepared to handle any public concerns or questions relating to this.

Hanna commented that the general public should be educated as to the processes. Murschel commented that an MCTV session will be filmed around education of the public of the site plan review process.

b. Capital Improvement Plan 2020-2026 - Enclosed within packet only. Staff presentation and public hearing scheduled for January 28, 2019.

10. Report of the Chairperson – None.

11. Report of the Planning Director

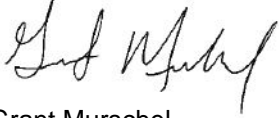
12. Items for Next Agenda – January 28 , 2020

- a. **Site Plan No. 395** - initiated by DGR Properties, LLC for site plan review and approval of a five (5) building, 32,100 square foot mini-storage facility located at 916 Waldo Avenue.
- b. **Site Plan No. 396** - initiated by D & M Site, Inc. for site plan review and approval for an 8,820 square foot medical office facility located at 217 N Saginaw Road.
- c. **Site Plan No. 397**- initiated by Jerome Schafer for site plan review and approval of two (2) site condominiums totaling 33 residential units located at 204 Commerce Drive.
- d. **Capital Improvement Plan 2020-2026** – Staff presentation and public hearing.

13. Adjournment

It was moved by Rodgers and seconded by Heying to adjourn at 8:06 p.m. Motion passed unanimously.

Respectfully submitted,

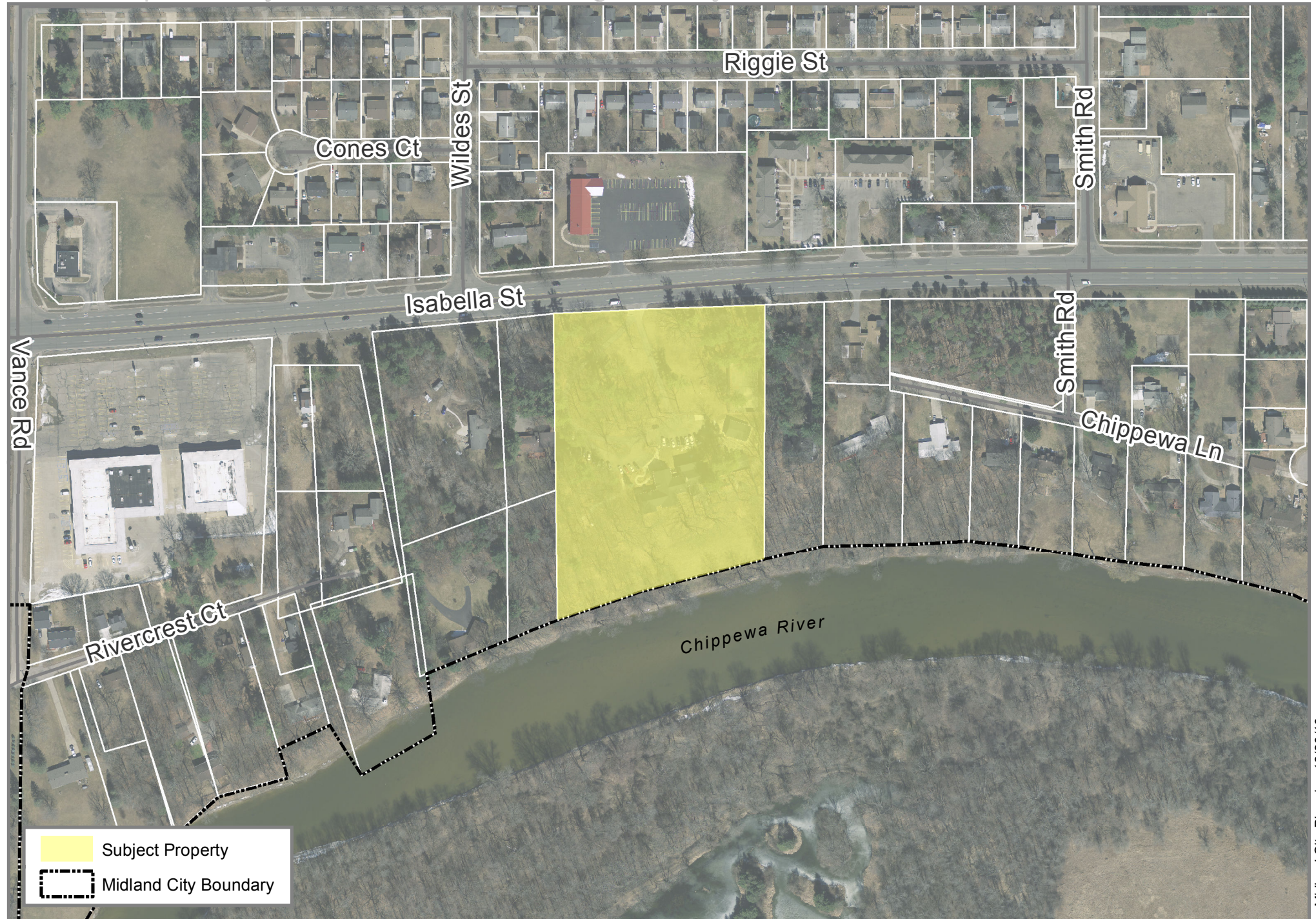


Grant Murschel
Director of Planning & Community Development

MINUTES ARE NOT FINAL UNTIL APPROVED BY THE PLANNING COMMISSION

ZP #628 | 3115 Isabella Street (M-20)

> R-24 Multiple-Family Residential to RA-1 Single Family Residential



ZP #628 | 3115 Isabella Street (M-20)

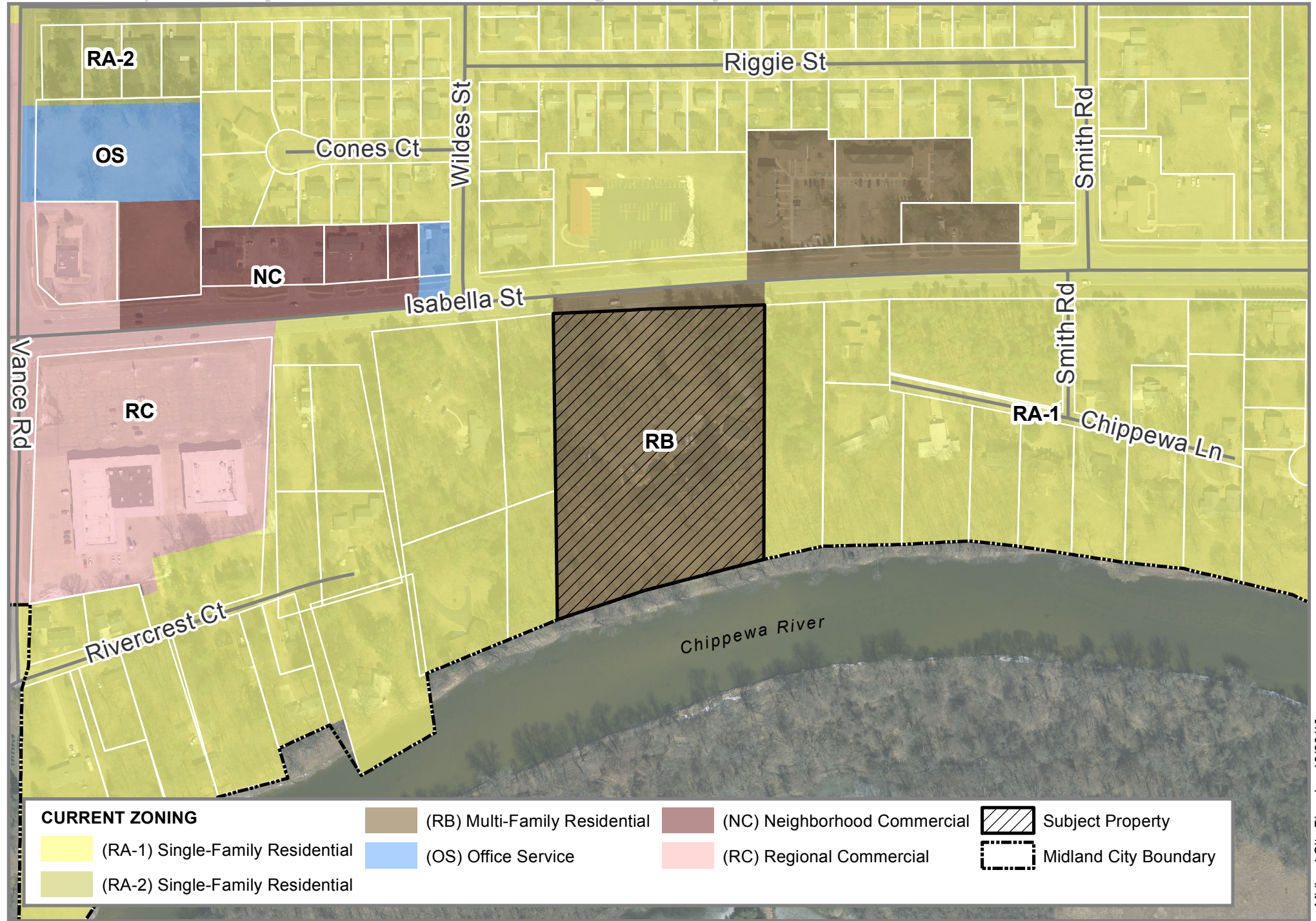
> 25 Multiple-Family Residential to RA-1 Single Family Residential



ZP #628 | 3115 Isabella Street (M-20)

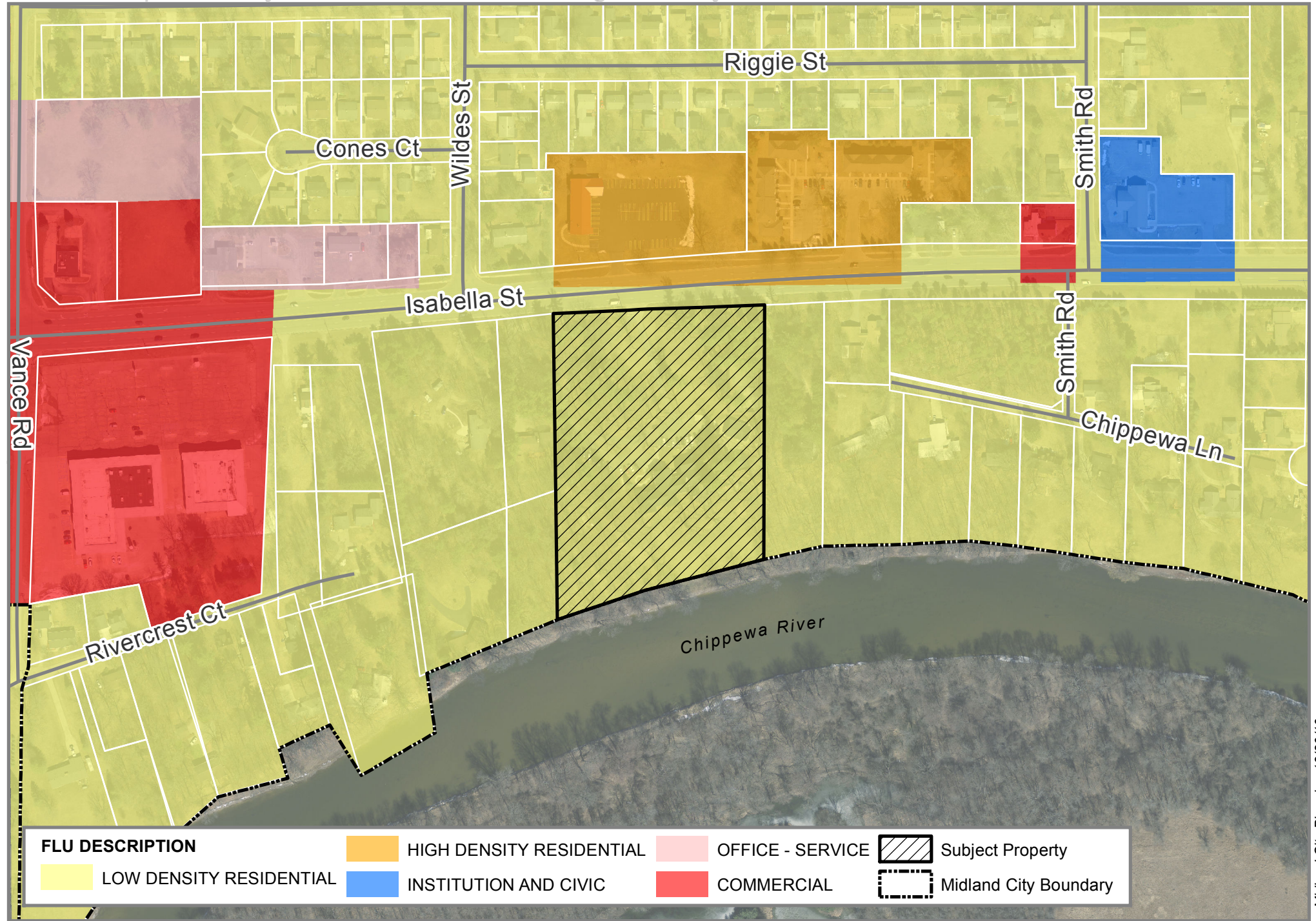
> RA-1 Single-Family Residential to RA-1 Single Family Residential

26



ZP #628 | 3115 Isabella Street (M-20)

> R 27 Multiple-Family Residential to RA-1 Single Family Residential



PUBLIC HEARING NOTICE
City of Midland
Proposed Conditional Rezoning

Please take notice that the Midland City Planning Commission will conduct a public hearing on Zoning Petition No. 628, a rezoning request initiated by Shannon Romanik to rezone property located at 3115 Isabella Street from RB Multiple Family Residential to RA-1 Single Family Residential.

Said hearing will take place on Tuesday, January 14, 2020 at 7:00 p.m., in Council Chambers, City Hall, Midland, Michigan, as required by Article 30, Section 30.03(A) of Ordinance No. 1585.

If you have any questions, contact the City Planning Department at (989) 837-3374.

MIDLAND CITY PLANNING COMMISSION



Grant Murschel
 Director of Planning & Community Development

RECEIVED

JAN 06 2020
PLANNING DEPT

ZP #628 | 3115 Isabella Street (M-20)

> Rb Multiple-Family Residential to RA-1 Single Family Residential



THE FOLLOWING PROCESS IS USED IN CONSIDERING PETITIONS FOR ZONING MAP AMENDMENT (REZONING) IN THE CITY OF MIDLAND

1. Upon receipt of a petition for zoning map amendment, a public hearing notice is published in the newspaper at least 15 days prior to the public hearing and notices are sent to all owners within 300 feet of the affected property.
2. The City Planning Commission conducts a public hearing at one of its regular scheduled meetings. The date of this hearing is noted in public hearing notices. All written and oral comments may be made to the Commission at this time.
3. The Planning Commission, either at the same meeting at which the public hearing occurs, or at the subsequent meeting, formulates a recommendation which is sent to the City Council. This recommendation could be to deny, approve with modifications, or approve the requested zoning map amendment.
4. The City Council receives the recommendation of the Planning Commission and sets the date for the public hearing. Public comments are not received at this time. The public hearing notice if the City Council's meeting is only published on the newspaper, and is not sent by letter to surrounding property owners.
- 5. THE CITY COUNCIL CONDUCTS A PUBLIC HEARING AND MAKES THE FINAL DECISION WITH THE RESPECT TO THE ZONING MAP AMENDMENT REQUEST. THE CITY COUNCILS FINAL DECISION COULD INCLUDE REJECTION, APPROVAL, OR APPROVAL WITH SOME MODIFICATION. ALL WRITTEN AND ORAL COMMENTS MAY BE MADE TO THE COUNCIL AT THIS TIME.**

A zoning map amendment request denied by the City Council may not be submitted as the same request for a period of one year. A request for other kinds of changes may be filed by a petitioner.

Item Attachment Documents:

4. * Considering reappointments of incumbents to boards and commissions and establishing a timeline for filling remaining vacancies. TISDALE

SUMMARY REPORT TO MANAGER
for City Council Meeting of April 13, 2020

SUBJECT: Boards and Commissions Reappointments

INITIATED BY: Communications

RESOLUTION

SUMMARY: The attached resolution reappoints members to various boards and commissions.

ITEMS ATTACHED:

1. Letter of Transmittal
2. 2020 Appointment Process and Timeline
3. List of Boards and Commissions Members with terms expiring in 2020
4. Resolution

COUNCIL ACTION:

1. 3/5 vote required to approve resolution

Selina Tisdale
Community Affairs Director



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640-5132 ♦ 989.837.3300 ♦ 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

April 8, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan

Dear Mr. Kaye:

More than 100 City of Midland residents serve on the 20 City Council-appointed boards and commissions that provide Midland City Council with valuable information involving most aspects of our community, from Aviation to Zoning. Some of these boards and commissions members have been appointed to terms that will expire on June 30, 2020.

In the past, Council has followed a two-step process for filling boards and commissions vacancies. In the first step, Council considers reappointing those members with expiring terms who have expressed an interest in continuing to serve on their current board or commission. Staff liaisons have contacted the incumbents to determine their interest in being reappointed. The names of those incumbents wishing to be reappointed are attached for Council's consideration.

Once reappointments are determined, the second step of the process is to advertise the remaining vacancies and for Council to appoint new members based on the applications received and interviews conducted.

Six vacancies will exist due to incumbents who do not wish to be reappointed. In addition, there are three outstanding vacancies that need to be filled, one on the Cable Access Advisory Commission, one on the Library Board, and one on the Parks and Recreation Commission.

The Zoning Board of Appeals (ZBA) will have a full member position opening as one incumbent wishes not to be reappointed. Peder Danielsen, an alternate member whose term expires June 30, 2020, wishes to fulfill the full member position. It has been recommended to appoint him to the full member position by Grant Murschel, the staff liaison for the ZBA.

Attached is a resolution that authorizes the City Council to reappoint incumbents to various boards and commissions, appoint Peder Danielsen as a full member on the ZBA and allow staff to begin disseminating information regarding boards and commissions' vacancies.

Sincerely,

Selina Tisdale
Communications Affairs Director

City of Midland
Boards & Commissions
2020 Appointment Process & Timeline

April 13	City Council considers reappointing incumbents.
April 14	City begins publicizing boards and commissions' vacancies and accepting applications from citizens interested in being appointed to a board or commission.
May 8	Application deadline, 5 p.m.
May / June	Council conducts applicant interviews and makes appointments.
June 30	Terms end.
July 1	New terms begin.

BOARDS AND COMMISSIONS – 2020

Listed below are the current Boards and Commissions members with terms expiring June 30, 2020 (see exceptions as noted in **red**) and their length of service. The boards listed with an * are reappointed by City Council. All others are reappointed by the City Manager with Council approval or reappointed by the City Manager as indicated.

YES and **NO** indicates the member's interest in being reappointed.

***Aviation Advisory Commission (3-year terms) – staff liaison Joshua Fredrickson**

NO Thomas Lind – first appointed June 2014 (Pilot Rep)

***Board of Review (3-year terms) (terms expire April 30) – staff liaison Kayla Ripley**

YES Denise Schneider – first appointed June 2014

***Cable Access Advisory Commission (3-year terms) – staff liaison Matt Richardson**

YES Roy Green – first appointed September 2002 (MCTV Access User)

Vacancy – Term expires June 2020 (MCTV Access User)

Center City Authority (4-year terms) – staff liaison Selina Tisdale – appointed by City Manager with Council approval

YES Joe Kozuch – first appointed August 2008 (Owner)

YES Sharon Mortenson – first appointed April 2016 (Owner)

YES Alex Rapanos – first appointed April 2016 (Owner)

Construction Board of Appeals (2-year terms) – staff liaison Steve Taglauer – appointed by City Manager

YES Jeff Cergnul – first appointed July 2014 (Licensed Mechanical Contractor)

YES Donald Blasy – first appointed July 2016 (Licensed Master Electrician)

YES Charles Plessner – first appointed July 2016 (Citizen at Large)

***Dial-A-Ride Advisory Commission (3-year terms) – staff liaison Karen Murphy**

YES Jenny Marshall – first appointed March 2018 (Citizen at Large)

Downtown Development Authority (4-year terms) (terms expire May 1) – staff liaison Selina Tisdale – appointed by City Manager with Council approval

NO Robert Rathbun – first appointed May 2012

YES Marty McGuire – first appointed March 2008

YES Bobbie Arnold – first appointed November 2013

Housing Commission (5-year terms) – staff liaison Grant Murschel – appointed by City Manager

YES Steve King – first appointed December 2019

***International Fire Code Board of Appeals (3-year terms) – staff liaison Chris Coughlin**

YES Jerry Davis – first appointed November 2013 (Code Professional)

***Library Board (3-year terms) – staff liaison Miriam Andrus**

YES Stephanie Andreasen – first appointed April 2017 (Citizen at Large)

NO Ann Moe – first appointed June 2016 (Citizen at Large)

Vacancy – term expired June 2019 (Township Rep)

***Local Officers Compensation Commission (7-year terms) – staff liaison Erica Armstrong**

NO Sarah Kok – first appointed June 2013

***MBS International Airport Commission (3-year terms) – staff liaison Brad Kaye**

YES Brad Kaye – first appointed November 2017

***Parks & Recreation Commission (3-year terms) – staff liaison Karen Murphy**

YES Nancy Carney – first appointed July 2011

YES David Rice – first appointed June 2010

Vacancy – term expires June 2020

***Planning Commission (3-year terms) – staff liaison Grant Murschel**

YES James Bain Jr – first appointed June 2015

YES Andrew Koehlinger – first appointed June 2016

***West Main Street Historic District Commission (3-year terms) – staff liaison Grant Murschel**

YES Kristen Riddle – first appointed July 2012 (Architect Rep)

***Zoning Board of Appeals (3-year terms) – staff liaison Grant Murschel**

YES Peder Danielsen – first appointed October 2018 (Alternate)

NO Terry O'Brien – first appointed October 2017 (Full)

NO Shawn Pnacek – first appointed June 2006 (Alternate)



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640-5132 ♦ 989.837.3300 ♦ 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

BY COUNCILMAN

WHEREAS, City staff has contacted all boards and commissions members whose terms expire June 30, 2020, to confirm their interest in being reappointed and has provided City Council with said information; now therefore

RESOLVED, that the City Council hereby reappoints the following incumbents to the following boards and commissions effective July 1, 2020 for three (3) year terms ending June 30, 2023:

Roy Green, Cable Access Advisory Commission, MCTV Access User
Jenny Marshall, Dial-A-Ride Advisory Commission, Citizen at Large
Jerry Davis, International Fire Code Board of Appeals, Code Professional
Stephanie Andreasen, Library Board, Citizen at Large
Brad Kaye, MBS International Airport Commission, Midland City Manager
Nancy Carney, Parks and Recreation Commission, Citizen at Large
David Rice, Parks and Recreation Commission, Citizen at Large
James Bain Jr, Planning Commission, Citizen at Large
Andrew Koehlinger, Planning Commission, Citizen at Large
Kristen Riddle, West Main Street Historic District Commission, Architect Representative; and

RESOLVED FURTHER, that City Council hereby reappoints Denise Schneider to the Board of Review for a three (3) year term effective May 1, 2020 and ending April 30, 2023; and

RESOLVED FURTHER, that City Council confirms the City Manager's reappointment of Joe Kozuch, Sharon Mortenson and Alex Rapanos to the Center City Authority for a four (4) year term effective July 1, 2020 and ending June 30, 2024; and

RESOLVED FURTHER, that City Council confirms the City Manager's reappointment of Marty McGuire and Bobbie Arnold to the Downtown Development Authority for a four (4) year term effective May 2, 2020 and ending May 1, 2024; and

RESOLVED FURTHER, that City Council hereby appoints Peder Danielsen as a regular member of the Zoning Board of Appeals for a three (3) year term effective July 1, 2020 and ending June 30, 2023; and

RESOLVED FURTHER, that City staff is directed to begin disseminating information regarding the remaining boards and commissions vacancies.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, April 13, 2020.

Erica Armstrong, City Clerk

Item Attachment Documents:

5. * Water Treatment Plant - Air Compressors, Bid No. 4091. SCHWARZ

SUMMARY REPORT TO MANAGER
For City Council Meeting of April 13, 2020

SUBJECT: Water Treatment Plant – Air Compressors, Bid No. 4091

INITIATED BY: Water Department

RESOLUTION

SUMMARY: This resolution accepts the low bid and authorizes a purchase order in an amount not to exceed \$70,800.00 to Compressor World, LLC of Plymouth, MA for the purchase of two air compressors for the Water Treatment Plant, in accord with Sec. 2-18 of the Code of Ordinances for the City of Midland, and further authorizes the City Manager to approve changes to the purchase order in an aggregate amount not to exceed \$5,000.00.

ITEMS ATTACHED:

1. Letter of Transmittal
2. Resolution

COUNCIL ACTION:

1. 3/5 vote required to approve resolution

Peter Schwarz
Director of Water Services



Utilities Department • 333 West Ellsworth Street • Midland, Michigan 48640-5132 • (989) 837-3341 • CitizenCommentsWater@midland-mi.org

April 8, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan

Dear Mr. Kaye:

The Water Treatment Plant (WTP) has two air compressors that were put into service when the west portion of the WTP was constructed in 1982. Maintenance of these units has become increasingly difficult and expensive. Both units have failed and need significant repairs. Staff attempted to replace the air compressors with salvage units but those units proved to be prohibitively expensive to make functional. Staff is temporarily using a portable compressor to maintain operations. Staff determined that it is in the best interests of the City to purchase two new air compressors.

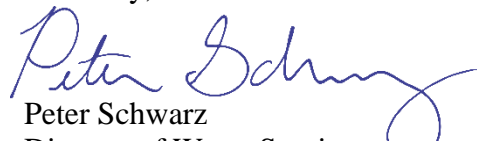
On April 7, 2020, sealed bids were received and opened for Bid No. 4091, Rotary Screw Oil Free Air Compressors, in accord with Section 2-18 of the Midland Code of Ordinances. Bids received were as follows:


Bidder	Bid Amount
Compressor World, LLC – Plymouth, MA	\$ 70,800.00
Best Aire Compressor Services – Grand Rapids, MI	\$ 80,798.00
Metropolitan Air Compressor Co – Saginaw, MI	\$ 84,400.00
Brehob – Troy, MI	\$ 102,500.00

Staff has reviewed the received bids and has determined that the low bid submitted by Compressor World, LLC of Plymouth, MA, in the total amount of \$70,800.00, meets the City specifications and is acceptable.

Funds are available in the 2019/20 Fiscal Water Fund budget. Staff, therefore, requests that a purchase order be authorized in the amount of \$70,800.00 to Compressor World, LLC for the replacement of two air compressors at the WTP. A 3/5 vote is required to approve.

Sincerely,


Peter Schwarz
Director of Water Services


Christina Evans
Accounting Manager

BY COUNCILMAN

WHEREAS, the air compressors installed at the Water Treatment Plant in 1982 are in poor condition and need significant repairs; and

WHEREAS, staff has determined that purchasing two new air compressors is in the best interests of the City; and

WHEREAS, sealed bids for Bid No. 4091, Rotary Screw Oil Free Air Compressors, have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, staff has determined that the low bid submitted by Compressor World, LLC of Plymouth, MA in the total amount of \$70,800.00 meets the City specifications and is acceptable; and

WHEREAS, the funds for the air compressors are available in the 2019/20 Fiscal Water Fund budget; now therefore

RESOLVED, that the low bid is accepted and a purchase order in an amount not to exceed \$70,800.00 to Compressor World, LLC of Plymouth, MA is hereby authorized for the replacement of two compressors at the Water Treatment Plant; and

RESOLVED FURTHER, that the City Manager is authorized to approve changes to the purchase order in an aggregate amount not to exceed \$5,000.00.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, April 13, 2020.

Erica Armstrong, City Clerk